



**BOARD OF APPEALS  
ACTION SHEET  
Tuesday, September 24, 2013  
9:00 A.M.**

**Plaza del Sol Hearing Room  
Plaza del Sol Building – Lower Level  
600 Second Street, NW**

**MEMBERS:**

Kim Seidler, Chair  
Steve Karman, Vice-Chair  
Geraldine Rivera  
Richard Hix  
Susan Henderson

**PLANNING STAFF:**

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**THE PROCEDURE FOR PRESENTATIONS IS AS FOLLOWS: Appellant: 10 Minutes, Opposition/Public: 15 Minutes, Appellant rebuttal: 5 Minutes. Please note that Opposition/Public presentations share a 15 Minute block of time. The same rule also applies if there is more than one Appellant named on the Appeal application.**

**INDIVIDUALS WITH DISABILITIES** who need special assistance to participate at this meeting should contact Nolean Smith, Planning Department, at (505) 924-3662.

- 1. Call to Order. \*9:07AM\***

**2. Additions and/or changes to the agenda. \*NONE\***

**3. 13BOA-20021/13ZHE-80398, PROJECT #1009548 CADIGAN LAW FIRM, AGENT for JONATHAN POHL** appeals the Zoning Hearing Examiner's **denial** of a special exception to Section 14-16-2-16(B)(6) and Page 4, Paragraph B1 of the Huning Highland Sector Development Plan: a **CONDITIONAL USE** for an existing drive thru for Lot 11, Block 22, **HUNING HIGHLANDS ADDN** zoned SU-2 CRZ, located on **501 CENTRAL AVE NE (K-14)**. **DEFERRED FROM AUGUST 27<sup>TH</sup>, 2013**

**\*APPEAL DENIED. HIX/HENDERSON 3-1 RIVERA OPPOSED\***

**4. 13BOA-20020/13ZHE-80480, PROJECT # 1009628 GARCIA, KRAEMER AND ASSOC., AGENT for CHARLES AND GLORIA LYNN MASSEY** appeals the Zoning Hearing Examiner's **APPROVAL WITH CONDITIONS** of a special exception to Section 14-16-3-19(A)(2)(a): **VARIANCE** of 3' to the allowed 3' height for a proposed wall in the front yard setback area for Lot 6, **FOUR HILLS VILLAGE 21ST INSTALLMENT**, zoned R-1, located at **1200 HIDEAWAY LANE SE (M-23)**. **DEFERRED FROM AUGUST 27<sup>TH</sup>, 2013**

**\*APPEAL DENIED. RIVERA/KARMAN 2-1 HENDERSON OPPOSED. HIX RECUSED/DID NOT VOTE\***

**5. PUBLIC COMMENT: \*NONE\***  
**Item: 30 minutes**  
**Public Comment: 3 minutes per individual**

**6. NEXT BOA HEARING DATE: OCTOBER 22, 2013**

**7. OTHER MATTERS:**

**1. REVIEW of AUGUST 27, 2013 BOA MINUTES**

**\*APPROVED AS AMENDED HIX/RIVERA. 3-0. HENDERSON ABSTAINED.\***

**8. ADJOURNED: \*11:20 AM\***